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**CORPORATE HEADQUARTERS  
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NEW BRUNSWICK, NEW JERSEY 08933**

**FACSIMILE TRANSMISSION COVER SHEET****TO:****COMPANY: USPTO****COUNTRY:****FACSIMILE NUMBER: 571-273-8300****FROM: Louis J. Capezzuto****TELEPHONE NO.: 732-524-2218****ROOM NO.:****DATE: November 8, 2007****FACSIMILE NUMBER: 732-524-5866****NUMBER OF PAGES INCLUDING THIS COVER SHEET: 26****IF THERE IS A PROBLEM WITH THIS TRANSMISSION, PLEASE CALL****COMMENTS:**

Refaxing copies of correspondence, Notice of Appeal and Appeal Brief filed on September 4, 2003 and refaxed to the USPTO on 9/15/06 and 5/18/07 per phone conversation with Examiner Brian Casler.

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## FACSIMILE TRANSMISSION COVER SHEET

TO:

COMPANY: USPTO

COUNTRY:

FACSIMILE NUMBER: 571-273-8300

FROM: Louis J. Capezzuto

TELEPHONE NO.: 732-524-2218

ROOM NO.:

DATE: November 8, 2007

FACSIMILE NUMBER: 732-524-5866

NUMBER OF PAGES INCLUDING THIS COVER SHEET:

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**Kelly, Miriam [JJCUS Non J&J]**

---

**From:** Panyasithavong, Vilayphon (Chugach) [Vilayphon.Panyasithavong@USPTO.GOV]  
**Sent:** Friday, May 18, 2007 2:24 PM  
**To:** Kelly, Miriam [JJCUS Non J&J]  
**Subject:** RE: 09/621,322 - BIO-103

Thanks, the response was receipt today May-18-07. Acknowledged ans received.

Vilayphon Panyasithavong  
Office Manager Tech Center 3700  
U.S Patent & Trademark Office  
Randolph Building 5A80-C

Tel: (571) 272-4358  
Fax: (571) 273-4358  
E-mail: [vilayphon.panyasithavong@uspto.gov](mailto:vilayphon.panyasithavong@uspto.gov)

-----Original Message-----

**From:** Kelly, Miriam [JJCUS Non J&J] [mailto:MKelly10@CORUS.JNJ.com]  
**Sent:** Friday, May 18, 2007 2:19 PM  
**To:** Panyasithavong, Vilayphon (Chugach)  
**Subject:** 09/621,322 - BIO-103  
**Importance:** High

Dear Ms. Vilayphon:

As requested copies of Appeal Papers. Papers were faxed and emailed.

<<09621322.pdf>>

*Miriam Kelly  
Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933  
Phone: 732-524-2375  
Fax: 732-524-5866*

**Kelly, Miriam [JJCUS Non JJ]**

---

**From:** Kelly, Miriam [JJCUS Non J&J]  
**Sent:** Friday, May 18, 2007 2:19 PM  
**To:** 'vilayphon.panyasithavong@uspto.gov'  
**Subject:** 09/621,322 - BIO-103

**Importance:** High

Dear Ms. Vilayphon:

As requested copies of Appeal Papers. Papers were faxed and emailed.



09621322.pdf

*Miriam Kelly  
Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933  
Phone: 732-524-2375  
Fax: 732-524-5866*

NOV. 8. 2007 11:04AM

PATENT LAW

NO. 3375 P. 5

P. 1

\* \* \* COMMUNICATION RESULT REPORT ( MAY. 18. 2007 11:47AM ) \* \* \*

FAX HEADER 1:  
FAX HEADER 2:TRANSMITTED/STORED ; MAY. 18. 2007 11:41AM  
FILE MODE OPTION

ADDRESS

RESULT

PAGE

1032 MEMORY TX

USPTO

OK

22/22

REASON FOR ERROR  
E-1) HANG UP OR LINE FAIL  
E-3) NO ANSWERE-2) BUSY  
E-4) NO FACSIMILE CONNECTIONJOHNSON & JOHNSON  
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LAW DEPARTMENT  
ONE JOHNSON & JOHNSON PLAZA  
NEW BRUNSWICK, NEW JERSEY 08933-7003

## F A C S I M I L E T R A N S M I S S I O N C O V E R S H E E T

ATTN:

Ms Vilaypaon

DATE: May 18, 2007

TO:

Eleni Mantis Mercader

COMPANY:

USPTO

Assistant:

273-4358

FAX NO.:

571-272-6740

FROM:

Louis J. Capezzuto

TEL NO.:

732-524-2818

FAX NO.:

732-524-5866

FILE NO:

BIO-103

SERIAL NO.:

09/621,322

571-373-902  
9103  
9104

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 22

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NOV. 8. 2007 11:04AM

PATENT LAW

NO. 3375 P. 6

P. 1

\* \* \* COMMUNICATION RESULT REPORT ( SEP. 15. 2006 3:45PM ) \* \* \*

FAX HEADER 1:  
FAX HEADER 2:

TRANSMITTED/STORED : SEP. 15. 2006 3:39PM  
FILE MODE OPTION

ADDRESS

RESULT

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0443 MEMORY TX

USPTO

OK

21/21

REASON FOR ERROR UP OR LINE FAIL  
E-1) HANG UP NO ANSWER

E-2) BUSY  
E-4) NO FACSIMILE CONNECTION

**Johnson & Johnson**

CORPORATE HEADQUARTERS  
PATENT LAW DEPARTMENT  
ONE JOHNSON & JOHNSON PLAZA  
NEW BRUNSWICK, NEW JERSEY 08933

**FACSIMILE TRANSMISSION COVER SHEET**

TO: Brian Casler

COMPANY: USPTO

COUNTRY:

FACSIMILE NUMBER: 571-273-4956

FROM: Louis Capezzuto

TELEPHONE NO.: 732-524-2218

ROOM NO.:

DATE: September 15, 2006

FACSIMILE NUMBER: 732-524-5866

NUMBER OF PAGES INCLUDING THIS COVER SHEET: 20

IF THERE IS A PROBLEM WITH THIS TRANSMISSION, PLEASE CALL

COMMENTS: Re: USSN 09/621,322; our file BIO-0103  
As requested, copies of Appeal papers filed September 4, 2003 are attached.

THIS MESSAGE IS INTENDED ONLY FOR THE INDIVIDUAL OR ENTITY TO WHICH IT IS ADDRESSED AND MAY CONTAIN INFORMATION THAT IS PRIVILEGED, CONFIDENTIAL AND EXEMPT FROM DISCLOSURE UNDER APPLICABLE LAW. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT, OR THE EMPLOYEE OR AGENT RESPONSIBLE FOR DELIVERING THE MESSAGE SOLELY TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION, DISTRIBUTION OR COPYING OF THIS COMMUNICATION IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US AT THE ABOVE ADDRESS VIA THE U.S. POSTAL SERVICE. THANK YOU.

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Docket No. BIO-0103

IN THE UNITED STATES PATENT AND TRADEMARK OFFICERECEIVED  
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NOV 08 2007

Applicants : Assaf Govari

Serial No. : 09/621,322

Art Unit: 3737

Filed : July 20, 2000

Examiner: Brian Casler

For : MEDICAL SYSTEM CALIBRATION STATIC METAL COMPENSATION

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450RESPONSE

Dear Sir:

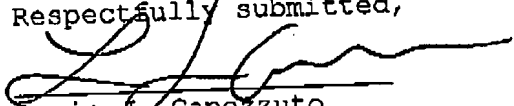
In response to a telephone communication with the Examiner of this date, Applicant respectfully submits the following documents for filing:

Copy of return Postcard indicating receipt of documents  
Copy of Notice of Appeal,  
Copy of Notice of Brief on Appeal  
Copy of Petition for Extension of Time

These documents were filed with the USPTO on September 4, 2003.

If the Examiner requires further documentation, it is respectfully requested that he contact the undersigned attorney.

Respectfully submitted,

  
Louis J. Capezzuto  
Attorney for Applicant  
Reg. No. 37,107

Johnson & Johnson  
One Johnson & Johnson Plaza  
New Brunswick, NJ 080933-7003  
(732) 524-2218  
Dated: September 15, 2006

Serial No. 09/621,322 Docket No. B10-103 By: LJC/an  
Application of: Assaf Govari Mailed: 9-4-03  
Entitled: Medical System Calibration Static Metal Compensation  
THE FOLLOWING HAS BEEN RECEIVED IN THE U.S. PATENT OFFICE ON THE DATE STAMPED HEREON:

- |   |   |
|---|---|
| <input type="checkbox"/> Oath or Declaration                          | <input type="checkbox"/> MPEP 609/                      |
| <input type="checkbox"/> Assignment                                   | <input checked="" type="checkbox"/> Notice of Appeal    |
| <input checked="" type="checkbox"/> Charge to Deposit Account 10-0750 | <input checked="" type="checkbox"/> Brief on Appeal     |
| <input type="checkbox"/> Amendment                                    | <input type="checkbox"/> Priority Document              |
| <input checked="" type="checkbox"/> Extension of Time (1 month)       | <input type="checkbox"/> Status Inquiry                 |
| <input type="checkbox"/> Issue Fee Transmittal                        | <input type="checkbox"/> Sequence Listings/Diskette     |
| <input type="checkbox"/> PCT Filing                                   | <input type="checkbox"/> Biological Deposit Declaration |
| <input type="checkbox"/> IDS-Form 1449                                | <input type="checkbox"/> Other                          |

Serial No. 09/621,322 Docket No. B10-103 By: LJC/an  
Application of: Assaf Govari Mailed: 9-4-03  
Entitled: Medical System Calibration Static Metal Compensation  
THE FOLLOWING HAS BEEN RECEIVED IN THE U.S. PATENT OFFICE ON THE DATE STAMPED HEREON:

- |   |   |
|---|---|
| <input type="checkbox"/> Oath or Declaration                          | <input type="checkbox"/> MPEP 609/                      |
| <input type="checkbox"/> Assignment                                   | <input checked="" type="checkbox"/> Notice of Appeal    |
| <input checked="" type="checkbox"/> Charge to Deposit Account 10-0750 | <input checked="" type="checkbox"/> Brief on Appeal     |
| <input type="checkbox"/> Amendment                                    | <input type="checkbox"/> Priority Document              |
| <input checked="" type="checkbox"/> Extension of Time (1 month)       | <input type="checkbox"/> Status Inquiry                 |
| <input type="checkbox"/> Issue Fee Transmittal                        | <input type="checkbox"/> Sequence Listings/Diskette     |
| <input type="checkbox"/> PCT Filing                                   | <input type="checkbox"/> Biological Deposit Declaration |
| <input type="checkbox"/> IDS-Form 1449                                | <input type="checkbox"/> Other                          |





NOV. 8. 2007 11:09AM

PATENT LAW 06 4:50 PM

PAGE

1/001

NO. 3375 P. 28

Fax server

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 732 524 5866

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Date Received:

7/12/2006 4:49:49 PM [Eastern Daylight Time]

Total Pages:

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Cover  
Page

=====&gt;

..VL 12. 2006 4:45PM PA "EH" LAW NO. 3372 P. 1

Docket No. 8100103USNP

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Asset Govari** Confirmation No.: **3443**

Application No.: **09/821,322** Group No.: **3737**

Filed: **July 20, 2000** Examiner: **Benf M. Morris Mercedet**

For: **MEDICAL SYSTEM CALIBRATION STATIC METAL COMPENSATION**

**CERTIFICATION UNDER 37 CFR 1.6(A)**

I hereby certify that, on the date shown below, this correspondence is being:

mailed ☐ transmitted by facsimile to the Patent and Trademark Office (PTO) (277-427-4300)

☐ deposited with the United States Postal Service with addressee's signature and stamp in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313.

Date: July 12, 2006

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**STATUS INQUIRY**

1. More than 34 months have passed since:

☐ **NEW APPLICATIONS**  
the filing of this application on \_\_\_\_\_  
No communication has been received from the Patent and Trademark Office indicating action on this application.

☐ **AMENDED APPLICATIONS**  
the filing of a response on \_\_\_\_\_  
No further communication has been received from the Patent and Trademark Office.

☒ **APPEALED APPLICATION**  
The Appeal Brief was filed on September 4, 2008.  
☐ An Examiner's Answer was mailed on \_\_\_\_\_  
☐ A Reply to the Examiner's Answer was submitted on \_\_\_\_\_

☐ **ALLOWED APPLICATIONS**  
the mailing of FORM PTOL-427 and/or Examiner's Amendment on \_\_\_\_\_

2. Kindly advise the undersigned of the present status of this application, by checking the appropriate box below. A stamped return-addressed envelope is provided or send by first class to Louis J. Copozzuto 732-524-5866.

*[Signature]*  
Louis J. Copozzuto  
Reg. No. 37,107

PAGE 12 \* RCVD AT 7/12/2006 4:49:49 PM [Eastern Daylight Time] \* SVR:USPTO-EFAXF-329 \* DNIS:2738300 \* CSID:732 524 5866 \* DURATION (mm-ss):07-50